

EXHIBIT C

2181CR00366 Commonwealth vs. Perez, Steven

- Case Type:
- Indictment
- Case Status:
- Open
- File Date
- 09/02/2021
- DCM Track:
- A - Standard
- Initiating Action:
- FIREARM, POSSESS LARGE CAPACITY c269 §10(m)
- Status Date:
- 09/28/2021
- Case Judge:
-
- Next Event:
- 02/01/2024

All Information **Party** **Charge** **Event** **Tickler** **Docket** **Disposition**

Party Information

Middlesex District Attorney
- Prosecutor

Alias

Party Attorney

- Attorney
- Rall, Esq., Ryan J
- Bar Code
- 691663
- Address
- Middlesex District Attorney's Office
- 15 Commonwealth Ave
- Woburn, MA 01810
- Phone Number
- (781)897-8592
- Attorney
- Van Epps, Esq., Graham G
- Bar Code
- 667120
- Address
- Middlesex District Attorney's Office
- 15 Commonwealth Ave
- Suite 300
- Woburn, MA 01801
- Phone Number
- (718)897-8300

[More Party Information](#)

Perez, Steven
- Defendant

Alias

Party Attorney

- Attorney
- Raisler-Cohn, Esq., Josina
- Bar Code
- 676921
- Address
- Committee For Public Counsel Services
- 6 Pleasant St
- 6th Floor
- Malden, MA 02148
- Phone Number
- (781)338-0825

[More Party Information](#)

Party Charge Information

- **Perez, Steven**

- - Defendant
- **Charge # 1:**
269/10/AA-1 - Felony FIREARM, POSSESS LARGE CAPACITY c269 §10(m)

- Original Charge
- 269/10/AA-1 FIREARM, POSSESS LARGE CAPACITY c269 §10(m) (Felony)
- Indicted Charge
-
- Amended Charge
-

- **Perez, Steven**
- - Defendant
- **Charge # 2:**
269/10/ZZ-0 - Felony FEEDING DEVICE, POSSESS LARGE CAPACITY c269 §10(m)

- Original Charge
- 269/10/ZZ-0 FEEDING DEVICE, POSSESS LARGE CAPACITY c269 §10(m) (Felony)
- Indicted Charge
-
- Amended Charge
-

- **Perez, Steven**
- - Defendant
- **Charge # 3:**
269/10/J-1 - Felony FIREARM, CARRY WITHOUT LICENSE c269 §10(a)

- Original Charge
- 269/10/J-1 FIREARM, CARRY WITHOUT LICENSE c269 §10(a) (Felony)
- Indicted Charge
-
- Amended Charge
-

- **Perez, Steven**
- - Defendant
- **Charge # 4:**
269/10/GG-0 - Felony SHOTGUN, POSSESS LOADED SAWED-OFF c269 s.10(n)

- Original Charge
- 269/10/GG-0 SHOTGUN, POSSESS LOADED SAWED-OFF c269 s.10(n) (Felony)
- Indicted Charge
-
- Amended Charge
-

- **Perez, Steven**
- - Defendant
- **Charge # 5:**
140/131L/C-1 - Felony FIREARM, STORE IMPROP LARGE-CAPACITY NEAR MINOR c140 §131L(a)&(d)

- Original Charge
- 140/131L/C-1 FIREARM, STORE IMPROP LARGE-CAPACITY NEAR MINOR c140 §131L(a)&(d) (Felony)
- Indicted Charge
-
- Amended Charge
-

- **Perez, Steven**
- - Defendant
- **Charge # 6:**
140/131L/D-1 - Felony RIFLE/SHOTGUN, STORE IMPROP NEAR MINOR c140 §131L(a)&(c)

- Original Charge
- 140/131L/D-1 RIFLE/SHOTGUN, STORE IMPROP NEAR MINOR c140 §131L(a)&(c) (Felony)
- Indicted Charge
-
- Amended Charge
-

- **Perez, Steven**
- - Defendant
- **Charge # 7:**
269/10D-0 - Felony BODY ARMOR, USE IN FELONY c269 §10D

- Original Charge
- 269/10D-0 BODY ARMOR, USE IN FELONY c269 §10D (Felony)
- Indicted Charge
-
- Amended Charge
-

- **Perez, Steven**
- - Defendant
- **Charge # 8:**
274/7-2 - Felony CONSPIRACY c274 §7

- Original Charge
- 274/7-2 CONSPIRACY c274 §7 (Felony)
- Indicted Charge
-
- Amended Charge
-

- **Perez, Steven**
- - Defendant
- **Charge # 9:**
269/10/EE-0 - Felony FIREARM, CARRY WITHOUT LICENSE LOADED c269 s.10(n)

- Original Charge
- 269/10/EE-0 FIREARM, CARRY WITHOUT LICENSE LOADED c269 s.10(n) (Felony)
- Indicted Charge
-
- Amended Charge
-

- **Perez, Steven**
- - Defendant
- **Charge # 10:**
269/10/TT - Misdemeanor - more than 100 days incarceration AMMUNITION WITHOUT FID CARD, POSSESS c269 §10(h)(1)

- Original Charge
- 269/10/TT AMMUNITION WITHOUT FID CARD, POSSESS c269 §10(h)(1) (Misdemeanor - more than 100 days incarceration)
- Indicted Charge
-
- Amended Charge
-

Events

<u>Date</u>	<u>Session</u>	<u>Location</u>	<u>Type</u>	<u>Event Judge</u>	<u>Result</u>
09/28/2021 11:00 AM	Woburn Magistrate Session		Arraignment	Flaherty, Daniel	Held as Scheduled
09/28/2021 12:00 PM	Woburn Magistrate Session		58A Dangerousness Hearing	Flaherty, Daniel	Held as Scheduled
09/29/2021 09:00 AM	Woburn Magistrate Session		Arraignment	Flaherty, Daniel	Rescheduled
10/07/2021 09:00 AM	Woburn Magistrate Session		58A Dangerousness Hearing	Flaherty, Daniel	Held - Under advisement
11/03/2021 09:00 AM	Criminal 1 Rm 430	Courtroom 430	Scheduling Conference	Pierce, Hon. Laurence D	Rescheduled
11/08/2021 10:30 AM	Criminal 1 Rm 430	Courtroom 430	Scheduling Conference	Pierce, Hon. Laurence D	Held as Scheduled
12/15/2021 09:00 AM	Criminal 1 Rm 430	Courtroom 430	Filing of Motions	Wall, Hon. Joshua	Held as Scheduled
01/14/2022 09:00 AM	Criminal 1 Rm 430		Filing of Motions	Pierce, Hon. Laurence D	Not Held
02/09/2022 09:00 AM	Criminal 4 Rm 630		Conference to Review Status	Frison, Hon. Shannon	Held via Video/Phone
02/16/2022 09:00 AM	Criminal 4 Rm 630		Evidentiary Hearing to Dismiss	Frison, Hon. Shannon	Held via Video/Phone
03/03/2022 09:00 AM	Criminal 1 Rm 430		Final Trial Conference	Pierce, Hon. Laurence D	Not Held
03/08/2022 10:00 AM	Criminal 4 Rm 630		Evidentiary Hearing to Dismiss	Frison, Hon. Shannon	Held - Under advisement
03/14/2022 09:00 AM	Criminal 1 Rm 430		Jury Trial	Pierce, Hon. Laurence D	Not Held
03/24/2022 09:00 AM	Criminal 4 Rm 630		Bail Hearing	Frison, Hon. Shannon	Held - Under advisement
03/28/2022 09:00 AM	Criminal 4 Rm 630		Bail Hearing	Frison, Hon. Shannon	Held as Scheduled

<u>Date</u>	<u>Session</u>	<u>Location</u>	<u>Type</u>	<u>Event Judge</u>	<u>Result</u>
04/14/2022 10:30 AM	Criminal 1 Rm 430		Scheduling Conference	Frison, Hon. Shannon	Held as Scheduled
05/16/2022 09:00 AM	Criminal 1 Rm 430		Filing of Motions	Frison, Hon. Shannon	Not Held
06/09/2022 09:00 AM	Criminal 4 Rm 630		Motion Hearing	Budreau, Hon. James	Held - Under advisement
06/13/2022 12:00 PM	Criminal 1 Rm 430		Scheduling Conference	Frison, Hon. Shannon	Held via Video/Phone
07/13/2022 09:00 AM	Criminal 1 Rm 430		Filing of Motions	Pierce, Hon. Laurence D	Not Held
10/25/2022 11:30 AM	Criminal 1 Rm 430		Motion Hearing	Haggan, Hon. Patrick	Held as Scheduled
10/28/2022 11:00 AM	Criminal 1 Rm 430		Non-Evidentiary Hearing	Haggan, Hon. Patrick	Held as Scheduled
04/24/2023 09:05 AM	Criminal 1 Rm 430		Final Trial Conference	Pierce, Hon. Laurence D	Held as Scheduled
05/22/2023 09:00 AM	Criminal 2 Rm 530		Jury Trial	Deakin, Hon. David A	Rescheduled
05/22/2023 09:00 AM	Criminal 2 Rm 530		Scheduling Conference	Deakin, Hon. David A	Held via Video/Phone
06/21/2023 02:00 PM	Criminal 2 Rm 530		Non-Evidentiary Hearing to Dismiss	Deakin, Hon. David A	Held - Under advisement
07/11/2023 02:00 PM	Criminal 2 Rm 530		Trial Readiness Conference	Deakin, Hon. David A	Rescheduled
08/09/2023 09:00 AM	Criminal 2 Rm 530		Jury Trial	Deakin, Hon. David A	Rescheduled
02/01/2024 02:00 PM	Criminal 2 Rm 530		Trial Readiness Conference		
02/26/2024 09:00 AM	Criminal 2 Rm 530		Jury Trial		

Ticklers

<u>Tickler</u>	<u>Start Date</u>	<u>Due Date</u>	<u>Days Due</u>	<u>Completed Date</u>
Pre-Trial Hearing	09/28/2021	12/27/2021	90	
Final Pre-Trial Conference	09/28/2021	03/11/2022	164	
Case Disposition	09/28/2021	03/25/2022	178	
Under Advisement	10/07/2021	11/06/2021	30	11/03/2021
Under Advisement	03/08/2022	04/07/2022	30	
Under Advisement	03/24/2022	04/23/2022	30	
Under Advisement	06/09/2022	07/09/2022	30	
Under Advisement	06/21/2023	07/21/2023	30	

Docket Information

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
09/02/2021	Indictment(s) returned	1	
09/22/2021	Habeas Corpus for defendant issued to Essex County House of Correction returnable for 09/29/2021 09:00 AM Arraignment. IN PERSON; PLEASE TRANSPORT. CANCELLED	2	
09/23/2021	Event Result:: Arraignment scheduled on: 09/29/2021 09:00 AM Has been: Rescheduled For the following reason: By Court prior to date Daniel Flaherty, Presiding		

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
	Staff: Christina Lucci, Assistant Clerk		
09/23/2021	Habeas Corpus for defendant issued to Essex County House of Correction returnable for 09/28/2021 11:00 AM Arraignment. IN PERSON PLEASE TRANSPORT	3	
09/28/2021	Commonwealth 's Notice of discovery I	4	
09/28/2021	The defendant\petitioner is committed without bail for the following reason: Per Order of the Court. Judge: Pierce, Hon. Laurence D	5	
09/28/2021	Commonwealth files the statement of the case.	6	
09/28/2021	Commonwealth 's Motion for a Detention Hearing	7	
09/28/2021	Commonwealth 's Memorandum in Support of Its Motion for Pretrial Detention	7.1	
09/28/2021	Attorney appearance On this date Graham G Van Epps, Esq. added as Attorney for the Commonwealth for Prosecutor Middlesex District Attorney		
09/28/2021	Attorney appearance On this date Josina Raisler-Cohn, Esq. added as Appointed - Indigent Defendant for Defendant Steven Perez as stand by counsel		
09/28/2021	Defendant arraigned before Court. All indictments read in open Court. Judge: Pierce, Hon. Laurence D		
09/28/2021	Plea of not guilty entered on all charges.		
09/28/2021	Court inquires of Commonwealth if abuse, as defined by G.L. c. 209A, § 1, is alleged to have occurred immediately prior to or in connection with the charged offense(s).		
09/28/2021	Court finds NO abuse is alleged in connection with the charged offense. G.L. c. 276, § 56A.		
09/28/2021	Event Result:: Arraignment scheduled on: 09/28/2021 11:00 AM Has been: Held as Scheduled Comments: All parties appeared in person Hon. Laurence D Pierce, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant PO Sylvia Gomes Staff: Christina Lucci, Assistant Clerk Mary Aufiero, Assistant Clerk Court Reporter FTR Mary Aufiero		
09/28/2021	Event Result:: 58A Dangerousness Hearing scheduled on: 09/28/2021 12:00 PM Has been: Held as Scheduled Comments: All parties appeared in person; Day 1 Hon. Laurence D Pierce, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant PO Sylvia Gomes Staff: Christina Lucci, Assistant Clerk Mary Aufiero, Assistant Clerk Court Reporter FTR Mary Aufiero		
09/28/2021	Appointment made for the purpose of Case in Chief by Judge Hon. Laurence D Pierce.		
09/28/2021	List of exhibits for 58A Dangerous Hearing	9	
09/29/2021	Commonwealth 's Notice of Discovery II	8	

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
09/29/2021	Case assigned to: DCM Track A - Standard was added on 09/29/2021		
09/30/2021	Habeas Corpus for defendant issued to Essex County House of Correction returnable for 10/07/2021 09:00 AM 58A Dangerousness Hearing. IN PERSON- PLEASE TRANSPORT	10	
10/01/2021	Commonwealth 's Submission of Further G.L.c. 276, 58A Detention Hearing Exhibits	11	
10/07/2021	Matter taken under advisement: 58A Dangerousness Hearing scheduled on: 10/07/2021 09:00 AM Has been: Held - Under advisement Hon. Laurence D Pierce, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Christina Lucci, Assistant Clerk Magistrate FTR: K Jordan		
10/07/2021	Commonwealth 's Submission of Proposed Findings of Fact and Rulings of Law following the GLC276 Sec 58A Detention Hearing	12	
10/07/2021	List of exhibits for 58A Hearing (Updated)	14	
10/14/2021	Commonwealth 's PROPOSED Submission regarding Finding Of Facts And Ruling Of Law Following The G.L.c. 276,/ 58A Detention Hearing (Revised)	13	
11/03/2021	Event Result:: Scheduling Conference scheduled on: 11/03/2021 09:00 AM Has been: Rescheduled For the following reason: Joint request of parties Hon. Joshua Wall, Presiding Staff: Michelle Goldman, Assistant Clerk Magistrate Mary Santiago, Assistant Clerk Magistrate		
11/03/2021	MEMORANDUM & ORDER: on Commonwealth's Motion for Pretrial Detention Pursuant to G.L. c. 276, sec. 58A (emailed to parties) The Commonwealth's request for detention is ALLOWED. Judge: Pierce, Hon. Laurence D (Copy mailed to Deft. @ Essex County HOC)	15	
11/03/2021	The defendant\petitioner is committed without bail for the following reason: Held due to dangerousness C.276 § 58A. Judge: Pierce, Hon. Laurence D	16	
11/03/2021	Habeas Corpus for defendant issued to Essex County House of Correction returnable for 11/08/2021 10:30 AM Scheduling Conference. VIDEO HABE	17	
11/08/2021	Event Result:: Scheduling Conference scheduled on: 11/08/2021 10:30 AM Has been: Held as Scheduled Hon. Joshua Wall, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Michelle Goldman, Assistant Clerk Magistrate Mary Santiago, Assistant Clerk Magistrate PO Shavon Hammond' FTR Steve Mattos		
11/08/2021	Scheduled: Event: Jury Trial Date: 03/14/2022 Time: 09:00 AM Result: Rescheduled Result: Not Held		

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
11/08/2021	General correspondence regarding Letter to Judge Pierce from Deft.	18	
11/08/2021	Pro Se Defendant 's Submission of Writ of Dismissal for Violation of my right to face the alleged injured party and violation of the sixth (6) Amendment	19	
11/08/2021	Pro Se Defendant 's Submission of Notice of Conflict of Interest-Federal Courts have Original Jurisdiction	20	
11/10/2021	List of exhibits for 58A Dangerous Hearing (Updated)	27	
11/15/2021	Commonwealth 's Notice of discovery III	21	
11/15/2021	Pro Se Defendant 's Submission of Notice of Conflict of Interest Federal Courts have original jurisdiction	22	
11/15/2021	Pro Se Defendant 's Submission of Writ of Dismissal for Violation of my right to face the alleged injured party and violation of the Sixth (6) Amendment	23	
11/15/2021	Affidavit filed by Defendant Steven Perez in support of Writ of Dismissal	24	
11/15/2021	Affidavit filed by Defendant Steven Perez in support of Habeas Corpus	25	
11/15/2021	Affidavit filed by Defendant Steven Perez in support of Military Exemption of prosecution from state statute(s) 268, 10(a) 269, 10(m), 274, 7, 269, 10(D) et seg. et alia, and lack of probable cause	26	
12/06/2021	Commonwealth 's Notice of Discovery IV	28	
12/09/2021	Notice of docket entry received from Supreme Judicial Court COMMONWEALTH OF MASSACHUSETTS SUFFOLK, ss. SUPREME JUDICIAL COURT FOR SUFFOLK COUNTY No. SJ-2021-0437 Middlesex Superior Court Nos. 2181CR0366 COMMONWEALTH v. STEVEN PEREZ JUDGMENT: This matter came before the Court, Cypher, J., on the defendant Steven Perez's G.L. c. 211, § 3 petition seeking review of the November 3, 2021 trial court order denying bail based on a finding of dangerousness pursuant to G.L. c. 276, § 58A. The petition is filed pro se notwithstanding the defendant's representation by defense counsel in the trial court. Absent extraordinary circumstances, a defendant represented by counsel in pending criminal proceedings is not entitled to challenge interlocutory rulings pro se. See Azubuko v. Commonwealth, 464 Mass. 1014 (2013); Comm. v. Molino, 411 Mass. 149, 152 (1991). Upon consideration, it is hereby ORDERED that the defendant's pro se petition pursuant to G.L. c. 211, § 3 be, and hereby is, DENIED on the grounds that the defendant's petition does not present the requisite extraordinary circumstances. By the Court, (Cypher, J.) /s/ Maura S. Doyle Maura S. Doyle, Clerk Entered: December 9, 2021	29	
12/15/2021	Event Result:: Filing of Motions scheduled on: 12/15/2021 09:00 AM Has been: Held as Scheduled Comments: via mail Hon. Joshua Wall, Presiding Staff: Michelle Goldman, Assistant Clerk Magistrate Mary Santiago, Assistant Clerk Magistrate		
12/16/2021	Commonwealth 's Notice of discovery V	30	
12/24/2021	Notice of docket entry received from Supreme Judicial Court Amended Judgment: "It is hereby ORDERED that the defendant's pro se petition pursuant to G.L. c. 211, section 3 be, and hereby is, DENIED on the grounds that the trial court order at issue does not constitute an abuse of discretion or error of law." Cypher, J.	31	
01/14/2022	Pro Se Defendant 's Submission of probable cause narrative response notice of violation of due process	32	

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
01/14/2022	Event Result:: Filing of Motions scheduled on: 01/14/2022 09:00 AM Has been: Not Held For the following reason: Joint request of parties Comments: No motions filed Hon. Laurence D Pierce, Presiding Staff: Michelle Goldman, Assistant Clerk Magistrate Mary Santiago, Assistant Clerk Magistrate		
01/24/2022	Pro Se Defendant 's Submission of Notice of Removal	32.1	
01/31/2022	Pro Se Defendant 's Submission of Writ to Reconsider 58A Detention	33	
02/07/2022	Habeas Corpus for defendant issued to Essex County House of Correction returnable for 02/09/2022 09:00 AM Conference to Review Status. ZOOM APPEARANCE ZOOM APPEARANCE	34	
02/08/2022	Commonwealth 's Notice Of Discovery VI	35	
02/09/2022	Event Result:: Conference to Review Status scheduled on: 02/09/2022 09:00 AM Has been: Held via Video/Teleconference Comments: R. Petrucci FTR Monitor Hon. Shannon Frison, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Lucille Pasquale, Assistant Clerk Magistrate		
02/09/2022	Commonwealth 's Notice of Discovery VII	36	
02/15/2022	Habeas Corpus for defendant issued to Essex County House of Correction returnable for 02/16/2022 09:00 AM Evidentiary Hearing to Dismiss. ZOOM APPEARANCE ZOOM APPEARANCE	37	
02/16/2022	Commonwealth 's Motion to Exclude Time	38	
02/16/2022	Event Result:: Evidentiary Hearing to Dismiss scheduled on: 02/16/2022 09:00 AM Has been: Held via Video/Teleconference Comments: FTR: Robin Petrucci Hon Diane Freniere, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Lia Marino, Assistant Clerk Lucille Pasquale, Assistant Clerk Magistrate		
02/16/2022	Docket Note: The court conducted an oral colloquy with the defendant. Case continued until March 8th at 10:00 am for a Motion to Dismiss. Per order of the court Freniere J., the motion will not go forward unless the written waiver is signed and filed with the Court. Attest Lia Marino/acm.		
02/17/2022	Commonwealth 's EX PARTE Motion for Process to Compel an Out-Of-State Witness to Appear, Produce Records, and Testify at a Criminal Trial in Massachusetts	39	
02/18/2022	ORDER: Certificate of Judge and Petition for Process for an Out-Of-State Witness to Appear, produce Records, and Testify at a Criminal Trial in Massachusetts Judge: Pierce, Hon. Laurence D	40	
02/24/2022	Pro Se Defendant 's Motion to Deny Exclusion of Time	41	
03/03/2022	Opposition to To Defendant's Pretrial Motions filed by Middlesex District Attorney	42	
03/03/2022	Event Result:: Final Trial Conference scheduled on: 03/03/2022 09:00 AM Has been: Not Held For the following reason: Transferred to another session Hon. Laurence D Pierce, Presiding Staff: Michelle Goldman, Assistant Clerk Magistrate Mary Santiago, Assistant Clerk Magistrate		
03/04/2022	Habeas Corpus for defendant issued to Essex County House of Correction returnable for 03/08/2022 10:00 AM Evidentiary Hearing to Dismiss. IN PERSON APPEARANCE IN PERSON APPEARANCE	43	

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
03/04/2022	Commonwealth 's Submission Of Grand Jury Minutes & Exhibits	44	
03/08/2022	Matter taken under advisement: Evidentiary Hearing to Dismiss scheduled on: 03/08/2022 10:00 AM Has been: Held - Under advisement Comments: FTR RECORDING Hon. Shannon Frison, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Lucille Pasquale, Assistant Clerk Magistrate		
03/14/2022	Other Records received from New York DMV		
03/14/2022	Event Result:: Jury Trial scheduled on: 03/14/2022 09:00 AM Has been: Not Held For the following reason: Transferred to another session Hon. Laurence D Pierce, Presiding Staff: Michelle Goldman, Assistant Clerk Magistrate Mary Santiago, Assistant Clerk Magistrate		
03/23/2022	Habeas Corpus for defendant issued to Essex County House of Correction returnable for 03/24/2022 09:00 AM Bail Hearing. IN PERSON APPEARANCE IN PERSON APPEARANCE	45	
03/23/2022	Docket Note: Confirmed with Eve @ Records Dept. Essex HOC; Habe was received		
03/24/2022	Commonwealth 's Motion to Extend The Defendant's Pre Trial Detention Pending Trial For Good Cause	46	
03/24/2022	Matter taken under advisement: Bail Hearing scheduled on: 03/24/2022 09:00 AM Has been: Held - Under advisement Comments: FTR RECORDING Hon. Shannon Frison, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed Stand By Counsel - Indigent Defendant Staff: Lucille Pasquale, Assistant Clerk Magistrate		
03/24/2022	ORDER: After Hearing: DENIED Commonwealth's Motion To Extend The Defendant's Pretrial Detention Pending Trial For Good Cause (see paper #46)	47	
03/24/2022	Endorsement on Commonwealth's Motion To Extend The Defendant's Pretrial detention Pending Trial For Good Cause, (#46.0): DENIED The defendant has now been held in pre trial detention pursuant to M.G.L. c. 276 S.58A for a total of 10 months (120 days per the District Court, and 180 per the Superior Court. The Court considered the same facts as found by Pierce, J. of the Superior Court in the order setting forth the reasons for pretrial detention. Notable in that order was the fact that the defendant did not accept the authority of the Court (and hence, would not follow any conditions set by the Court), repeatedly yelled that the indictments were "treason," and that no conditions of release would assure the safety of the community. At hearing on march 24, 2022 (and previous dates before this Justice), the defendant was participatory, relied upon the advice of standby counsel, made arguments regarding this bail status to the Court, and agreed to abide by conditions or release if released. Particularly, despite his motions arguing lack of jurisdiction, the defendant maintains that he will attend all court dates in Massachusetts and refrain from possessing or carrying weapons. Given the (1) length of pre trial detention already served , (2) the defendant's stated ability and intent to comply with court orders until the case is resolved, and (3) the fact that he is not the stated or alleged leader of the self-described militia, the court finds that the circumstances have changed since the original imposition of pre trial detention and good cause is not shown for exceeding the statutory 180 days of confinement. The defendant shall be released on or after march 27, 2022 upon the following conditions: (1) \$7,500 bail to be posted; (2) no possession or carrying of weapons or firearms; (3) appear in person for all Massachusetts court dates, and (4) reside with his mother at 3318 Perry Ave #4C, Bronx New York. Judge: Frison, Hon. Shannon		
03/25/2022	Endorsement on Commonwealth's Motion To Exclude Time, (#38.0): Other action taken Allowed as to speedy trial clock, Denied as to Pre Trial Detention. The defendant has been held a total of 10 months for a variety of reasons. Balancing the liberty interest and safety concerns, the court finds that as pretrial under 58A was intended to be shortlived, and that no delays should be excluded.		
03/25/2022	Habeas Corpus for defendant issued to Essex County House of Correction returnable for 03/28/2022 09:00 AM Bail Hearing. IN PERSON	48	

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
03/28/2022	Defendant oral motion Defendant's Pro Se Oral Motion To Reconsider Court's Order And Reduce Bail After hearing under advisement. FTR Recording Judge: Frison, Hon. Shannon		
03/28/2022	Event Result:: Bail Hearing scheduled on: 03/28/2022 09:00 AM Has been: Held as Scheduled Comments: FTR RECORDING Hon. Shannon Frison, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Lucille Pasquale, Assistant Clerk Magistrate		
03/28/2022	ORDER: ORDER - RE DEFENDANT'S REQUEST TO RECONSIDER BAIL After Defendant's oral motion for reconsideration of bail: Bail amount is reduced to \$5,000. All other conditions of release remain the same. Judge: Frison, Hon. Shannon	47.1	
03/28/2022	Bail set at \$50,000.00 Surety, \$5,000.00 Cash. Possess No Dangerous Weapons Appear in person for all Massachusetts Court Dates Reside w/mother at 3318 Perry Ave, #4C, Bronx, New York Judge: Frison, Hon. Shannon		
03/28/2022	Issued on this date: Mittimus in Lieu of Bail Sent On: 03/28/2022 12:45:43	49	
04/04/2022	Habeas Corpus for defendant issued to Essex County House of Correction returnable for 04/14/2022 10:30 AM Scheduling Conference. ***VIDEO HABE***	50	
04/14/2022	Event Result:: Scheduling Conference scheduled on: 04/14/2022 10:30 AM Has been: Held as Scheduled Hon. Laurence D Pierce, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Michelle Goldman, Assistant Clerk Magistrate Mary Santiago, Assistant Clerk Magistrate PO Sara Lyons FTR Darlene Abrue		
04/22/2022	Defendant 's Motion to Join in Co defendant's Motion To Suppress	52	
05/03/2022	MEMORANDUM & ORDER: Omnibus Memorandum Of Decision And Order On Defendant's Pre Trial Motions ORDER For the foregoing reasons , it is hereby ORDERED that the defendant's following motions: 1."Writ of Dismissal for violation of my right to face the alleged injured party and violation of the sixth (6) Amendment" (Paper Nos. 19 & 23); 2. "Notice of Conflict of Interest - Federal Courts Have Original Jurisdiction (Paper Nos. 20 & 22); 3. "Affidavit In Support Of Writ of Dismissal" (Paper No. 24); 4. "Affidavit in Support of Habeas Corpus" (Paper #25); 5. "Affidavit in Support Of Military Exemption of Prosecution from State Statute(s) 269 s.10(a) 269 10(m), 274 s.7, 269 s10(o) et seq. et alia, and lack of probable cause" (Paper #26) 6. "Submission of Probable Cause Narrative Response Notice of Violation of Due Process" (Paper #32); 7. "Notice of Removal" (paper #32.1) are DENIED Judge: Frison, Hon. Shannon	53	
05/16/2022	Event Result:: Filing of Motions scheduled on: 05/16/2022 09:00 AM Has been: Not Held For the following reason: Transferred to another session Hon. Shannon Frison, Presiding		

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
	Staff: Michelle Goldman, Assistant Clerk Magistrate Mary Santiago, Assistant Clerk Magistrate		
05/17/2022	Opposition to Defendant's Motion To Join A Co-Defendant's Motion To Suppress And To Dismiss filed by Middlesex District Attorney	54	
06/09/2022	Affidavit of Affidavit Of Fact In Support Of Motion To Suppress	55	
06/09/2022	Matter taken under advisement: Motion Hearing scheduled on: 06/09/2022 09:00 AM Has been: Held - Under advisement Comments: Robin Petrucci FTR Monitor Hon. James Budreau, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Lucille Pasquale, Assistant Clerk Magistrate		
06/13/2022	Scheduled: Event: Jury Trial Date: 05/22/2023 Time: 09:00 AM Result: Rescheduled		
06/13/2022	Event Result:: Scheduling Conference scheduled on: 06/13/2022 12:00 PM Has been: Held via Video/Teleconference Comments: FTR: S. Mattos Hon. Shannon Frison, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Michelle Goldman, Assistant Clerk Magistrate Mary Santiago, Assistant Clerk Magistrate		
06/13/2022	Commonwealth 's Motion to Exclude Time (Second Motion)	56	
06/16/2022	Endorsement on Defendant's Motion To Join In Co Defendant's Motion To Suppress, (#52.0): ALLOWED after hearing. See companion case 21-364 for decision (El Curragh, Middlesex)		
06/30/2022	Commonwealth 's Notice of Discovery VIII	57	
07/13/2022	Event Result:: Filing of Motions scheduled on: 07/13/2022 09:00 AM Has been: Not Held For the following reason: Joint request of parties Comments: no motions filed Hon. Laurence D Pierce, Presiding Staff: Michelle Goldman, Assistant Clerk Magistrate Mary Santiago, Assistant Clerk Magistrate		
07/25/2022	General correspondence regarding Letter received from ADA Graham Van Epps; RE: Second Motion to Exclude Time On June 13, 2022, the Commonwealth filed its second motion to exclude time. Justice Frison gave the pro se defendants until July 13, 2022 to file a response and indicated that thereafter, the Court would rule on the motion, though the Court expected to move to a different session. The motion appears as paper no. 48 on docket no. 2181CR00364 and paper no. 56 on docket no. 2181CR366. The defendants have not filed a response to the motion. Accordingly, the Commonwealth respectfully requests that the Court to allow the Commonwealth's second motion to exclude time. (Graham Van Epps, Assistant District Attorney)	58	
10/12/2022	Defendant 's Notice to Inform court of the motion of joinder	59	
10/25/2022	Event Result:: Motion Hearing scheduled on: 10/25/2022 11:30 AM Has been: Held as Scheduled Hon. Patrick Haggan, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff:		

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
	Michelle Goldman, Assistant Clerk Magistrate Stephen Mattos, Assistant Clerk Magistrate		
10/25/2022	<p>Endorsement on Motion to Exclude Time (second motion), (#56.0): ALLOWED ALLOWED IN PART.</p> <p>After hearing, with argument, the motion is allowed in part. The time from August 1, 2022 until May 22, 2023 is excluded from Rule 36. This ruling is based on a finding that the ends of justice in this delay outweigh the best interests of the public and the defendant in a speedy trial.</p> <p>SO ORDERED.</p> <p>Judge: Haggan, Hon. Patrick</p>		
10/28/2022	<p>Event Result:: Non-Evidentiary Hearing scheduled on: 10/28/2022 11:00 AM Has been: Held as Scheduled Hon. Patrick Haggan, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Defendant Steven Perez Staff: Michelle Goldman, Assistant Clerk Magistrate Stephen Mattos, Assistant Clerk Magistrate</p>		
10/28/2022	Commonwealth 's Motion to continue	60	
10/28/2022	<p>Endorsement on Motion to continue, (#60.0): ALLOWED After hearing with argument, the motion is allowed. Rule 36 is tolled for this time based upon my finding that the ends of justice served by continuing trial outweigh the best interests of the public and the defendant in a speedy trial.</p> <p>Judge: Haggan, Hon. Patrick</p>		
10/28/2022	Commonwealth 's Motion for protective order.	61	
10/28/2022	<p>Endorsement on Motion for protective order., (#61.0): ALLOWED After review and after argument the motion is allowed, without prejudice.</p> <p>Judge: Haggan, Hon. Patrick</p>		
01/18/2023	Commonwealth 's Motion for reciprocal discovery	62	
01/18/2023	Commonwealth 's Notice of discovery IX	63	
01/18/2023	Commonwealth 's Certificate of discovery compliance (Mass.R.Crim.P.14(a)(3))	64	
03/08/2023	Docket Note: 58A Exhibits in Room 412 1 Envelope-(2181CR363, 2181CR364, and 2181CR366 are in the same envelope)		
04/24/2023	<p>Event Result:: Final Trial Conference scheduled on: 04/24/2023 09:05 AM Has been: Held as Scheduled Comments: After hearing, Judge Pierce ordered matter ready and to be sent to a trial session. Hon. Laurence D Pierce, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth - Appeared IN PERSON Defendant Steven Perez - Appeared IN PERSON Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant - Appeared IN PERSON Staff: Michelle Goldman, Assistant Clerk Magistrate Ariel Jordan, Assistant Clerk Magistrate</p>		
05/05/2023	Other Records received from DCJIS (Records received via email 5/5/23)		
05/10/2023	Defendant 's Motion To Join Jamhal Tamil Abdullah Bey's Motions And Motion To Continue Trial	65	
05/12/2023	<p>Event Result:: Jury Trial scheduled on: 05/22/2023 09:00 AM Has been: Rescheduled For the following reason: Request of Defendant Hon. David A Deakin, Presiding Staff: Douglas Nagengast, Assistant Clerk Magistrate</p>		
05/17/2023	Defendant 's Motion To Appear At Scheduling Conference Via Zoom	66	

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
05/17/2023	Endorsement on Motion To Appear At Scheduling Conference Via Zoom, (#66.0): ALLOWED without objection.		
05/22/2023	Scheduled: Event: Jury Trial Date: 08/09/2023 Time: 09:00 AM Result: Rescheduled		
05/22/2023	Scheduled: Event: Trial Readiness Conference Date: 07/11/2023 Time: 02:00 PM Result: Rescheduled		
05/22/2023	Attorney appearance On this date Ryan J Rall, Esq. added as Attorney for the Commonwealth for Prosecutor Middlesex District Attorney		
05/22/2023	Event Result:: Scheduling Conference scheduled on: 05/22/2023 09:00 AM Has been: Held via Video/Teleconference Comments: FTR recording Hon. David A Deakin, Presiding Appeared: Prosecutor Ryan J Rall, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Douglas Nagengast, Assistant Clerk Magistrate		
06/05/2023	Opposition to Defendant's "Motion for Reconsideration" Regarding Motion to Dismiss filed by Middlesex District Attorney	67	
06/21/2023	Matter taken under advisement: Non-Evidentiary Hearing to Dismiss scheduled on: 06/21/2023 02:00 PM Has been: Held - Under advisement Comments: FTR Monitor - Joan MacEachern Hon. David A Deakin, Presiding Appeared: Prosecutor Graham G Van Epps, Esq., Attorney for the Commonwealth Ryan J Rall, Esq., Attorney for the Commonwealth Defendant Steven Perez Josina Raisler-Cohn, Esq., Appointed - Indigent Defendant Staff: Douglas Nagengast, Assistant Clerk Magistrate		
06/23/2023	Event Result:: Trial Readiness Conference scheduled on: 07/11/2023 02:00 PM Has been: Rescheduled For the following reason: By Court prior to date Hon. David A Deakin, Presiding Staff: Douglas Nagengast, Assistant Clerk Magistrate		
06/23/2023	Event Result:: Jury Trial scheduled on: 08/09/2023 09:00 AM Has been: Rescheduled For the following reason: By Court prior to date Hon. David A Deakin, Presiding Staff: Douglas Nagengast, Assistant Clerk Magistrate		
06/26/2023	Scheduled: Event: Jury Trial Date: 02/26/2024 Time: 09:00 AM		
06/26/2023	Scheduled: Event: Trial Readiness Conference Date: 02/01/2024 Time: 02:00 PM		
06/26/2023	ORDER: Scheduling (SEE SCANNED IMAGE)	68	
08/02/2023	Commonwealth 's notice of Discovery X	69	

Case Disposition

<u>Disposition</u>	<u>Date</u>	<u>Case Judge</u>
Active	09/28/2021	

<u>Disposition</u>	<u>Date</u>	<u>Case Judge</u>
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